MAY 0 2 2013



UNITED STATES DISTRICT COURT WESTERN DISTRICT OF LOUISIANA LAFAYETTE DIVISION

UNITED STATES OF AMERICA

CRIMINAL CASE NO. 6:07CR60050-01

VERSUS

JUDGE HAIK

HOWARD DUNCAN

MAGISTRATE JUDGE HILL

CERTIFICATE OF APPEALABILITY

| .1 | A final | order having been filed in the above-captioned habeas case, the court, considering his case and the requirements of 28 U.S.C. § 2253, hereby finds that: |
|---|--|---|
| the record in this case and the requirements of 20 over 3 | | |
| | 1/ | The certificate of appealability is DENIED because the applicant has failed to demonstrate a substantial showing of the denial of a constitutional right. |
| | | The certificate of appealability is GRANTED for the below reasons: |
| of a co | The applicant has made a substantial showing that the following issues constitute a denial fa constitutional right. Signed at | |

Richard T. Haik, Sr.

UNITED STATES DISTRICT JUDGE